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Applicant(s): Brian D. Gantt

Docket: 30566.71US01

Title: VISUAL CLUES TO NAVIGATE THREE-DIMENSIONAL SPACE IN A COMPUTER-IMPLEMENTED GRAPHICS SYSTEM

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BOX PATENT APPLICATION

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The fee has been calculated as shown below in the "Claims as Filed" table.
- 9 sheets of Drawings
- A signed Combined Declaration and Power of Attorney
- Assignment of the invention to **Reveille Systems, Inc.**, Recordation Form Cover Sheet
- Assignment of the invention to **Ashlar Incorporated**, Recordation Form Cover Sheet
- Assignment of the invention to **Autodesk, Inc.**, Recordation Form Cover Sheet
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CLAIMS AS FILED

Number of Claims Filed	In Excess of:	Number Extra	Rate	Fee
Basic Filing Fee				\$760.00
Total Claims				
11	20	0	x \$18.00	= \$0.00
Independent Claims				
3	3	0	x \$78.00	= \$0.00
MULTIPLE DEPENDENT CLAIM FEE				\$0.00
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GATES & COOPER

Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, CA 90045
(310) 641-8797

By: *G H Gates*
Name: George H. Gates
Reg. No.: 33,500
Initials: GHG/io

VISUAL CLUES TO NAVIGATE THREE-DIMENSIONAL SPACE
IN A COMPUTER-IMPLEMENTED GRAPHICS SYSTEM

CROSS-REFERENCE TO RELATED APPLICATIONS

- 5 This application is related to the following co-pending and commonly-assigned patent applications, all of which applications are incorporated by reference herein:
- Application Serial No. 08/774,241, filed on November 5, 1996, by Brian D. Gantt, entitled "METHOD AND SYSTEM FOR INTERACTIVELY DETERMINING AND DISPLAYING GEOMETRIC RELATIONSHIPS BETWEEN THREE-
- 10 DIMENSIONAL OBJECTS BASED ON PREDETERMINED GEOMETRIC CONSTRAINTS AND POSITION OF AN INPUT DEVICE", attorney's docket number 30566.57US1;
- Application Serial No. 09/088,116, filed June 1, 1998, by Lawrence D. Felser et al., entitled "POSITIONING AND ALIGNMENT AIDS FOR SHAPE OBJECTS HAVING
- 15 AUTHORABLE BEHAVIORS AND APPEARANCES," attorney's docket number 30566.38US01;
- Application Serial No. 09/256,896 , filed on February 24, 1999, by Alexander Thoemmes et al., entitled "ACQUIRING AND UNACQUIRING ALIGNMENT AND EXTENSION POINTS," attorney's docket number 30566.60US01; and
- 20 Application Serial No. 09/265,021, filed on March 9, 1999, by Robert E. Bou, entitled "AFFINITIVE PLACEMENT BY PROXIMITY IN A COMPUTER-IMPLEMENTED GRAPHICS SYSTEM," attorney's docket number 30566.76US01.

BACKGROUND OF THE INVENTION

1. Field of the Invention

The present invention relates generally to computer-implemented graphics systems, and in particular, to a method, apparatus, and article of manufacture for providing visual clues for navigating a three-dimensional space in a computer-implemented graphics system.

2. Description of the Related Art

Computer-implemented graphics systems have been widely used by designers, illustrators, drafters, and engineers for a number of years. Most such graphics systems use a 10 two-dimensional (2D) graphical user interface (GUI) to display graphical images, such as 2D or three-dimensional (3D) models, schematic diagrams, photorealistic images, etc. When a 3D space is displayed in a 2D GUI, the operator is responsible for perceiving the third dimension, and is often aided by perspective views, rendering, shadows or other visual clues provided by the graphics systems.

15 A mouse is a typical input device used in graphics systems, wherein an associated cursor or other visual indicator is displayed on the 2D GUI to indicate a corresponding location. The difficulty for the operator is in perceiving the cursor location in a 3D space with only a 2D GUI for reference. Some graphics systems provide a mode of interaction where the system automatically suggests geometrically interesting points near the cursor for 20 consideration in various operations. However, these systems work best in two dimensions where there is little ambiguity regarding the true location of the “interesting point” displayed.

Consequently, there is a need in the art for improved techniques for providing visual clues to navigate 3D space in graphics systems. Specifically, there is a need in the art for

improved techniques for employing recognizable metaphors for interesting points for distance cueing to provide an extra dimension of visual feedback to the operator navigating through a 3D space.

5

SUMMARY OF THE INVENTION

To address the requirements described above, the present invention discloses a method, apparatus, and article of manufacture for providing visual clues for navigating a three-dimensional space in a computer-implemented graphics system. The graphics system displays a two-dimensional viewport of the three-dimensional space on a monitor attached 10 to the computer. A cursor is moved through the two-dimensional viewport of the three-dimensional space according to a position of the cursor control device attached to the computer. The graphics system determines a position of the cursor within the three-dimensional space relative to the two-dimensional viewport, and generates a visual representation of the cursor to indicate the position of the cursor within the three-dimensional space relative to the two-dimensional viewport. The visual representation of 15 the cursor uses one or more human recognizable metaphors for three-dimensional distance cueing in order to provide an extra dimension of visual feedback to the operator navigating the cursor through the three-dimensional space related to the two-dimensional viewport. This may include varying a composition, brightness, or reflectivity of the cursor to indicate 20 the position of the cursor within the three-dimensional space relative to the two-dimensional viewport.

BRIEF DESCRIPTION OF THE DRAWINGS

Referring now to the drawings in which like reference numbers represent corresponding parts throughout:

FIG. 1 is an exemplary hardware environment used to implement the preferred 5 embodiment of the invention;

FIG. 2 is a block diagram that illustrates the components of the computer-implemented graphics program according to the preferred embodiment of the present invention;

FIG. 3 is a block diagram that illustrates the structure of an object list maintained by 10 each of the three-dimensional database of the computer-implemented graphics program according to the preferred embodiment of the present invention;

FIGS. 4A, 4B, 4C, and 4D are block diagrams that illustrate the display of cursors in 2D viewports displayed on a monitor by the computer-implemented graphics program according to the preferred embodiment of the present invention;

15 FIG. 5 is a flowchart that illustrates the general logic of a message or event-driven computer-implemented graphics program performing the steps of the preferred embodiment of the present invention; and

FIG. 6 is a flowchart that illustrates the general logic that is performed whenever the cursor approaches an interesting point according to the preferred embodiment of the 20 present invention.

DETAILED DESCRIPTION OF THE PREFERRED EMBODIMENTS

In the following description, reference is made to the accompanying drawings which form a part hereof, and which is shown, by way of illustration, several embodiments of the present invention. It is understood that other embodiments may be utilized and structural changes may be made without departing from the scope of the present invention.

Overview

The present invention is a computer-implemented graphics system that provides improved visual clues for navigating a three-dimensional world space using a two-dimensional viewport.

Hardware and Software Environment

FIG. 1 is an exemplary hardware and software environment used to implement the preferred embodiment of the invention. The preferred embodiment of the present invention is typically implemented using a computer 100, which generally includes, inter alia, a monitor 102, data storage devices 104, cursor control devices 106, and other devices. Those skilled in the art will recognize that any combination of the above components, or any number of different components, peripherals, and other devices, may be used with the computer 100.

The preferred embodiment of the present invention is implemented by a computer-implemented graphics program 108, wherein the graphics program 108 is represented by a window displayed on the monitor 102. Generally, the graphics program 108 comprises logic and/or data embodied in or readable from a device, media, or carrier, e.g., one or more fixed

and/or removable data storage devices 104 connected directly or indirectly to the computer 100, one or more remote devices coupled to the computer 100 via a data communications devices, etc.

Those skilled in the art will recognize that the exemplary environment illustrated in
5 FIG. 1 is not intended to limit the present invention. Indeed, those skilled in the art will
recognize that other alternative environments may be used without departing from the scope
of the present invention.

Computer-Implemented Graphics Program

10 FIG. 2 is a block diagram that illustrates the components of the graphics program
108 according to the preferred embodiment of the present invention. There are three main
components to the graphics program 108, including: a Graphical User Interface (GUI) 200,
an Image Engine (IME) 202, and a DataBase (DB) 204 for storing objects in Drawing
(DWG) files 206.

15 The Graphical User Interface 200 displays information to the operator and provides
the functionality for the operator's interaction with the graphics program 108.

The Image Engine 202 processes the DWG files 206 and delivers the resulting
graphics to the monitor 110 for display. In the preferred embodiment, the Image Engine
202 provides a complete application programming interface (API) that allows other
20 computer programs to interface to the graphics program 108 as needed.

The Database 204 is comprised of two separate types of databases: (1) a 3D database
208 known as the "3D world space" that stores 3D information; and (2) one or more 2D

databases 210 known as the “2D viewports” that stores 2D information derived from the 3D information.

Object List

5 FIG. 3 is a block diagram that illustrates the structure of an object list 300 maintained by the 3D databases 208 according to the preferred embodiment of the present invention. The object list 300 is usually comprised of a list head 302 and one or more objects 304 interconnected by edges 306, although other structures may be used as well. There may be any number of different object lists 300 maintained by the 3D databases 208.

10 Moreover, an object 304 may be a member of multiple object lists 300 in the 3D databases 208.

Operation of the Graphics Program

The graphics program 108 includes functions for assisting the operator in 15 ascertaining a relative location of a cursor within a 3D world space 208 using visual clues suitable for a 2D viewport 210. In the preferred embodiment, these functions employ human recognizable metaphors as visual clues for distance cueing in order to provide an extra dimension of visual feedback to the operator navigating a cursor through the 3D world space 208 using the 2D viewport 210.

20 Specifically, the functions include:

- Specially rendered cursors to provide visual clues,
- Varying the composition of the cursor to indicate distances,
- Varying the brightness of the cursor to indicate distances, and

- Varying the intensity of reflective cursors to indicate distances.

All of these visual clues can be combined with specific mouse 106 motions or other cursor control sequences to provide navigable points of interest that are readily perceived by the operator. The present invention thus simplifies the process of the operator learning how 5 to navigate the 3D world space 208 that is displayed in the 2D viewports 210. As a result, the present invention enhances the utility of the computer-implemented 3D modeling by allowing a wider audience to master heretofore complex techniques for navigating in 3D world space 208.

In the preferred embodiment, the present invention displays visual clues to represent 10 the relative position of the cursor when no objects having reference geometries are nearby. Imagine a 2D viewport 210 into a 3D world space 208 with no current geometry in the 2D viewport 210, but an active cursor. Is the cursor near the operator's point of view or far away? In the present invention, the visual clues provide enhanced depth cues for cursor control where no other information is found. Specifically, the visual clues use recognizable 15 metaphors to indicate the depth of the current position of the cursor, especially in the absence of any other geometries, i.e., in empty space.

In contrast, the operator can usually correctly place the cursor in systems that provide a "snap points" on object geometries, by virtue of seeing the cursor "stick" to the snap points. Moreover, a cursor depth cue is probably redundant at an "interesting point" 20 resulting from an intersection of existing object geometries. Only under certain circumstances, e.g., when multiple "interesting points" are displayed coincident, would depth cueing be beneficial.

On the other hand, the present invention uses visual clues to indicate cursor position as an extension of object geometries, i.e., at the “corners” bounded by existing non-intersecting object geometries. Consider, for example, use visual clues when the cursor is behind one object and to the right of another. On the other hand, these functions provide 5 more of an indication of relative location of the cursor rather than an exact coordinate.

Exemplary Viewports

FIGS. 4A, 4B, 4C, and 4D are block diagrams that illustrate the display of cursors in 2D viewports displayed on a monitor by the computer-implemented graphics program 10 according to the preferred embodiment of the present invention. All of these 2D viewports 210 show how the Image Engine 202 specially renders cursors for display to illustrate distance.

In the example of FIG. 4A, three cursors 400, 402, 404 are shown in a manner similar to recticles on a gun sight, wherein concentric rings are added or subtracted from the 15 cursors 400, 402, 404 to indicate distance. As shown, cursor 400 is the closest, cursor 402 is a medium distance, and cursor 404 is the farthest away.

In the example of FIG. 4B, three cursors 406, 408, 410 are shown with projection lines emanating therefrom, in order to provide a perspective view to indicate distance. As shown, cursor 408 is the closest, cursor 410 is a medium distance, and cursor 412 is the 20 farthest away.

In the example of FIG. 4C, a single cursor 414 is shown with projection lines 416 emanating therefrom and “tag along” characters 418 (e.g., “railroad ties”) being used to enhance the perspective view provided by the projection lines 416.

In the example of FIG. 4D, three cursors 420, 422, 424 are shown with luminosity lines emanating therefrom, in order to indicate distance by the brightness of the cursor. As shown, cursor 420 is the closest, cursor 422 is a medium distance, and cursor 424 is the farthest away. Specifically, the cursors 420, 422, 424 may be dimmed or brightened to 5 provide visual clues as to distance.

In other embodiments, the composition, reflectivity, color, or other graphical aspect of the cursors may be varied to indicate distances or depth.

Logic of the Graphics Program

10 Flowcharts which illustrate the logic of the graphics program 108 according to the preferred embodiment of the present invention are shown in FIGS. 5 and 6. Those skilled in the art will recognize that this logic is provided for illustrative purposes only and that different logic may be used to accomplish the same results.

15 FIG. 5 is a flowchart that illustrates the general logic of a message or event-driven graphics program 108 performing the steps of the preferred embodiment of the present invention. In such a graphics program 108, operations are performed when transitions are made, based upon the receipt of messages or events, from present or current states to new states.

20 Generally, the flowchart begins by waiting at block 500 for an event (e.g., a mouse button click). It should be appreciated that, during this time, other operating system 116 tasks, e.g., file, memory, and video tasks, etc., may also be carried out. When an event occurs, control passes to block 502 to identify the event. Based upon the event, as well as the current state of the graphics program 108 determined in block 504, a new state is

determined in block 506. In block 508, the logic transitions to the new state and performs any actions required for the transition. In block 510, the current state is set to the previously determined new state, and control returns to block 500 to wait for more input events.

The specific operations that are performed by block 508 when transitioning between states will vary depending upon the current state and the event. The various operations required to implement and maintain the preferred embodiment of the present invention represent particular events handled by the logic. However, it should be appreciated that these operations represent merely a subset of all of the events handled by the computer 100.

FIG. 6 is a flowchart that illustrates the general logic that is performed according to the preferred embodiment of the present invention.

The logic begins at block 600 when the cursor is moved by the operator by means of the cursor control device 106 through the 2D viewport 210 of the 3D world space 208.

Block 602 represents the graphics program 108 determining the position of the cursor within the 3D world space 208 relative to the 2D viewport 210.

Block 604 represents the graphics program 108 processing the visual representation of the cursor to indicate the position of the cursor within the 3D world space 208 relative to the 2D viewport 210. Specifically, this Block represents the graphics program 108 generating the cursor using one or more human recognizable metaphors for 3D distance cueing in order to provide an extra dimension of visual feedback to the operator navigating the cursor through the 2D viewport 210 of the 3D world space 208.

Block 606 represents the graphics program 108 performing other processing on the objects 304.

Block 608 represents the graphics program 108 delivering the graphical image to an output device, such as a monitor 102, coupled to the computer 100.

Conclusion

5 This concludes the description of the preferred embodiment of the invention. The following describes some alternative embodiments for accomplishing the present invention.

For example, any type of computer, such as a mainframe, minicomputer, work station or personal computer, could be used with the present invention. In addition, any program, function, or operating system providing graphical functions could benefit from the
10 present invention.

In summary, the present invention discloses a method, apparatus, and article of manufacture for providing visual clues for navigating a three-dimensional space in a computer-implemented graphics system. The graphics system displays a two-dimensional viewport of the three-dimensional space on a monitor attached to the computer. A cursor is
15 moved through the two-dimensional viewport of the three-dimensional space according to a position of the cursor control device attached to the computer. The graphics system determines a position of the cursor within the three-dimensional space relative to the two-dimensional viewport, and generates a visual representation of the cursor to indicate the position of the cursor within the three-dimensional space relative to the two-dimensional
20 viewport. The visual representation of the cursor uses one or more human recognizable metaphors for three-dimensional distance cueing in order to provide an extra dimension of visual feedback to the operator navigating the cursor through the three-dimensional space related to the two-dimensional viewport. This may include varying a composition,

brightness, or reflectivity of the cursor to indicate the position of the cursor within the three-dimensional space relative to the two-dimensional viewport.

The foregoing description of the preferred embodiment of the invention has been presented for the purposes of illustration and description. It is not intended to be exhaustive or to limit the invention to the precise form disclosed. Many modifications and variations are possible in light of the above teaching. It is intended that the scope of the invention be limited not by this detailed description, but rather by the claims appended hereto.

5

WHAT IS CLAIMED IS:

1. A computer-implemented method for providing visual clues for navigating a three-dimensional space represented in a computer-implemented graphics system, comprising:

- 5 (a) displaying a two-dimensional viewport of the three-dimensional space on a monitor attached to the computer;
- (b) moving a cursor through the two-dimensional viewport of the three-dimensional space according to a position of the input device attached to the computer;
- (c) determining a position of the cursor within the three-dimensional space relative 10 to the two-dimensional viewport; and
- (d) generating a visual representation of the cursor to indicate the position of the cursor within the three-dimensional space relative to the two-dimensional viewport.

2. The method of claim 1, wherein the generating step comprises generating the 15 visual representation of the cursor using one or more human recognizable metaphors for three-dimensional distance cueing in order to provide an extra dimension of visual feedback to the operator navigating the cursor through the three-dimensional space related to the two-dimensional viewport.

20 3. The method of claim 1, wherein generating step comprises varying a brightness of the cursor to indicate the position of the cursor within the three-dimensional space relative to the two-dimensional viewport.

4. The method of claim 1, wherein the generating step comprises varying a reflectivity of the cursor to indicate the position of the cursor within the three-dimensional space relative to the two-dimensional viewport.

5 5. The method of claim 1, wherein the generating step comprises varying a color of the cursor to indicate the position of the cursor within the three-dimensional space relative to the two-dimensional viewport.

10 6. The method of claim 1, wherein generating step comprises varying a composition of the cursor to indicate the position of the cursor within the three-dimensional space relative to the two-dimensional viewport.

15 7. The method of claim 6, wherein the generating step comprises adding and subtracting concentric circles about the cursor to indicate the position of the cursor within the three-dimensional space relative to the two-dimensional viewport.

8. The method of claim 6, wherein the generating step comprises adding and subtracting projection lines to the cursor to indicate the position of the cursor within the three-dimensional space relative to the two-dimensional viewport.

20 9. The method of claim 6, wherein the generating step comprises adding and subtracting tag along characters to the cursor to indicate the position of the cursor within the three-dimensional space relative to the two-dimensional viewport.

10. A computer-implemented graphics system for providing visual clues for navigating a three-dimensional space, comprising:
- (a) a computer having a monitor attached thereto;
 - 5 (b) means, performed by the computer, for displaying a two-dimensional viewport of the three-dimensional space on a monitor attached to the computer;
 - (c) means, performed by the computer, for moving a cursor through the two-dimensional viewport of the three-dimensional space according to a position of the input device attached to the computer;
 - 10 (d) means, performed by the computer, for determining a position of the cursor within the three-dimensional space relative to the two-dimensional viewport; and
 - (e) means, performed by the computer, for generating a visual representation of the cursor to indicate the position of the cursor within the three-dimensional space relative to the two-dimensional viewport.

- 15
11. An article of manufacture embodying logic for performing a method for providing visual clues for navigating a three-dimensional space represented in a computer-implemented graphics system, the method comprising:

- (a) displaying a two-dimensional viewport of the three-dimensional space on a monitor attached to the computer;
- 20 (b) moving a cursor through the two-dimensional viewport of the three-dimensional space according to a position of the input device attached to the computer;

- (c) determining a position of the cursor within the three-dimensional space relative to the two-dimensional viewport; and
- (d) generating a visual representation of the cursor to indicate the position of the cursor within the three-dimensional space relative to the two-dimensional viewport.

ABSTRACT OF THE DISCLOSURE

A computer-implemented graphics system provides visual clues for navigating a three-dimensional space. The graphics system displays a two-dimensional viewport of the three-dimensional space on a monitor attached to the computer. A cursor is moved through

5 the two-dimensional viewport of the three-dimensional space according to a position of the cursor control device attached to the computer. The graphics system determines a position of the cursor within the three-dimensional space relative to the two-dimensional viewport, and generates a visual representation of the cursor to indicate the position of the cursor within the three-dimensional space relative to the two-dimensional viewport. The visual

10 representation of the cursor uses one or more human recognizable metaphors for three-dimensional distance cueing in order to provide an extra dimension of visual feedback to the operator navigating the cursor through the three-dimensional space related to the two-dimensional viewport. This may include varying a composition, brightness, or reflectivity of the cursor to indicate the position of the cursor within the three-dimensional space relative

15 to the two-dimensional viewport.

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ISABELLE OGATA
(printed name)
Isabell Ogata
(Signature)

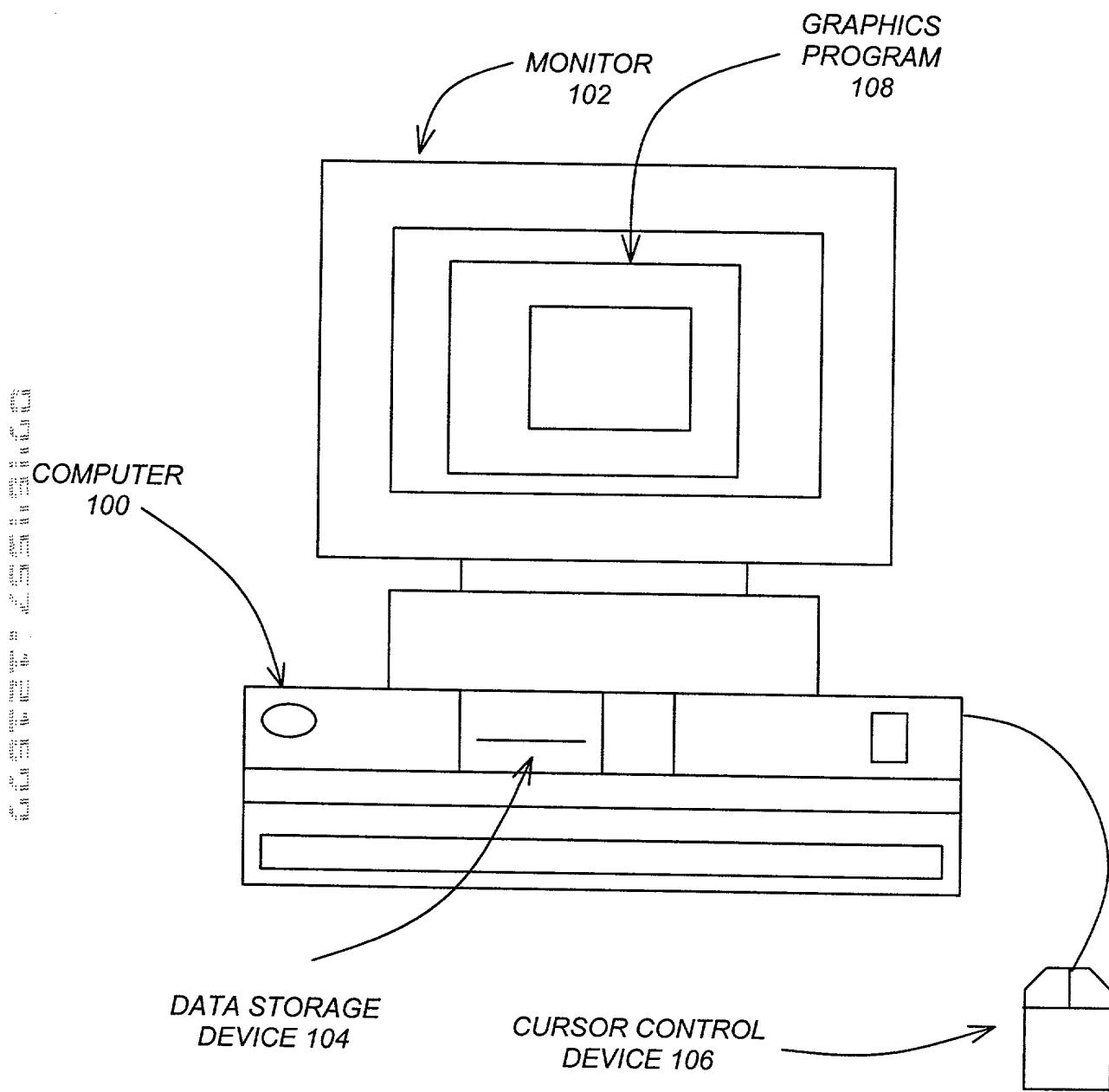


FIG. 1

GRAPHICS PROGRAM 108

GRAPHICAL USER INTERFACE 200

IMAGE ENGINE 202

2D
DATABASE
210

DATABASE 204

3D
DATABASE
208

DWG FILES 206

FIG. 2

3D DATABASE
208

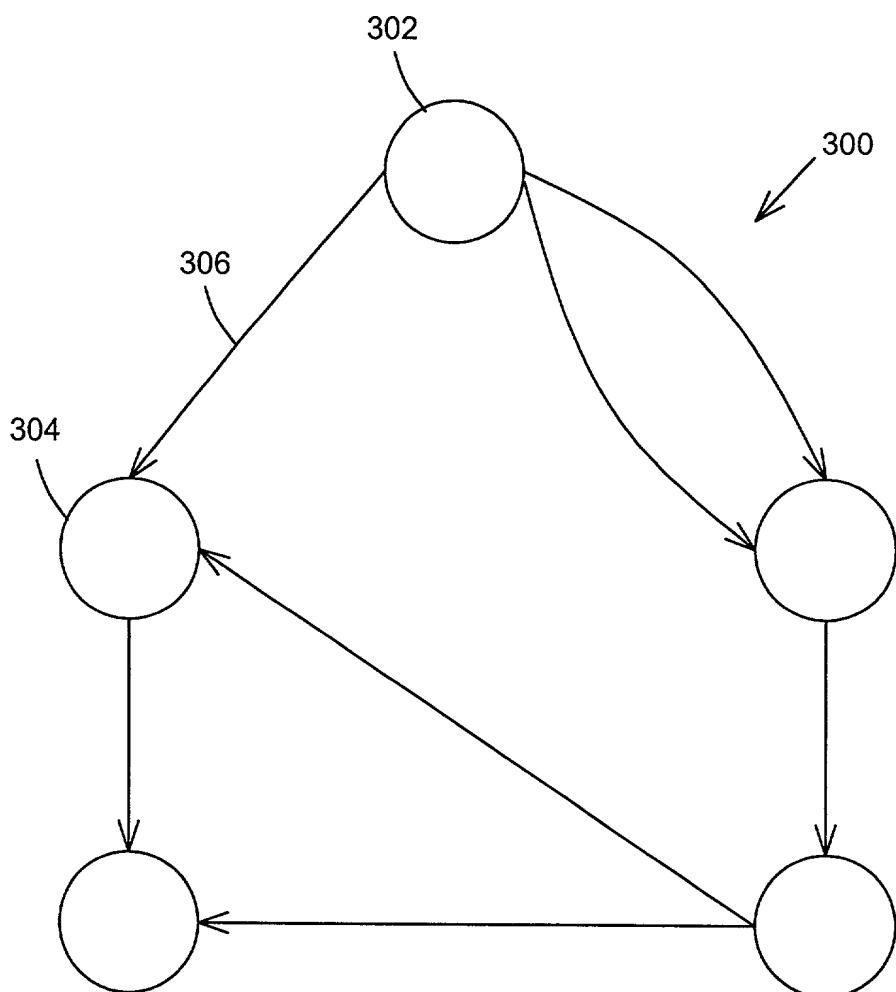


FIG. 3

2D VIEWPORT 210

2D VIEWPORT 210

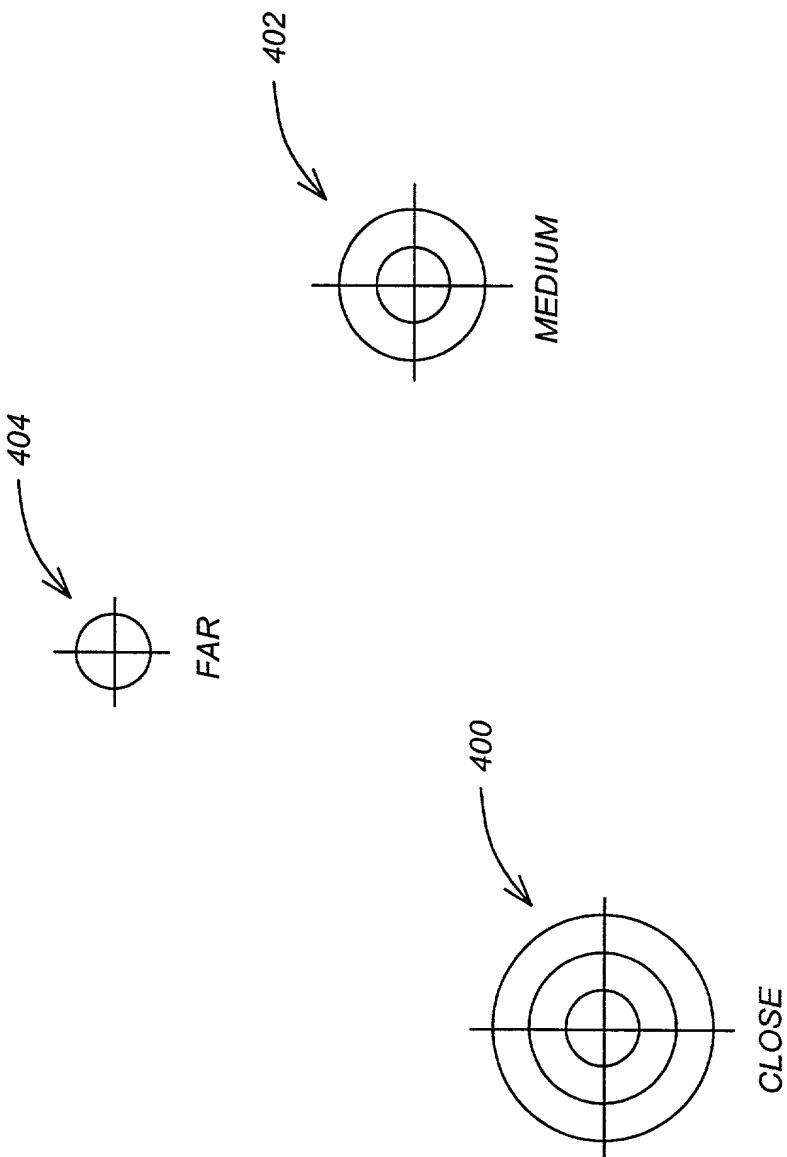


FIG. 4A

2D VIEWPORT 210

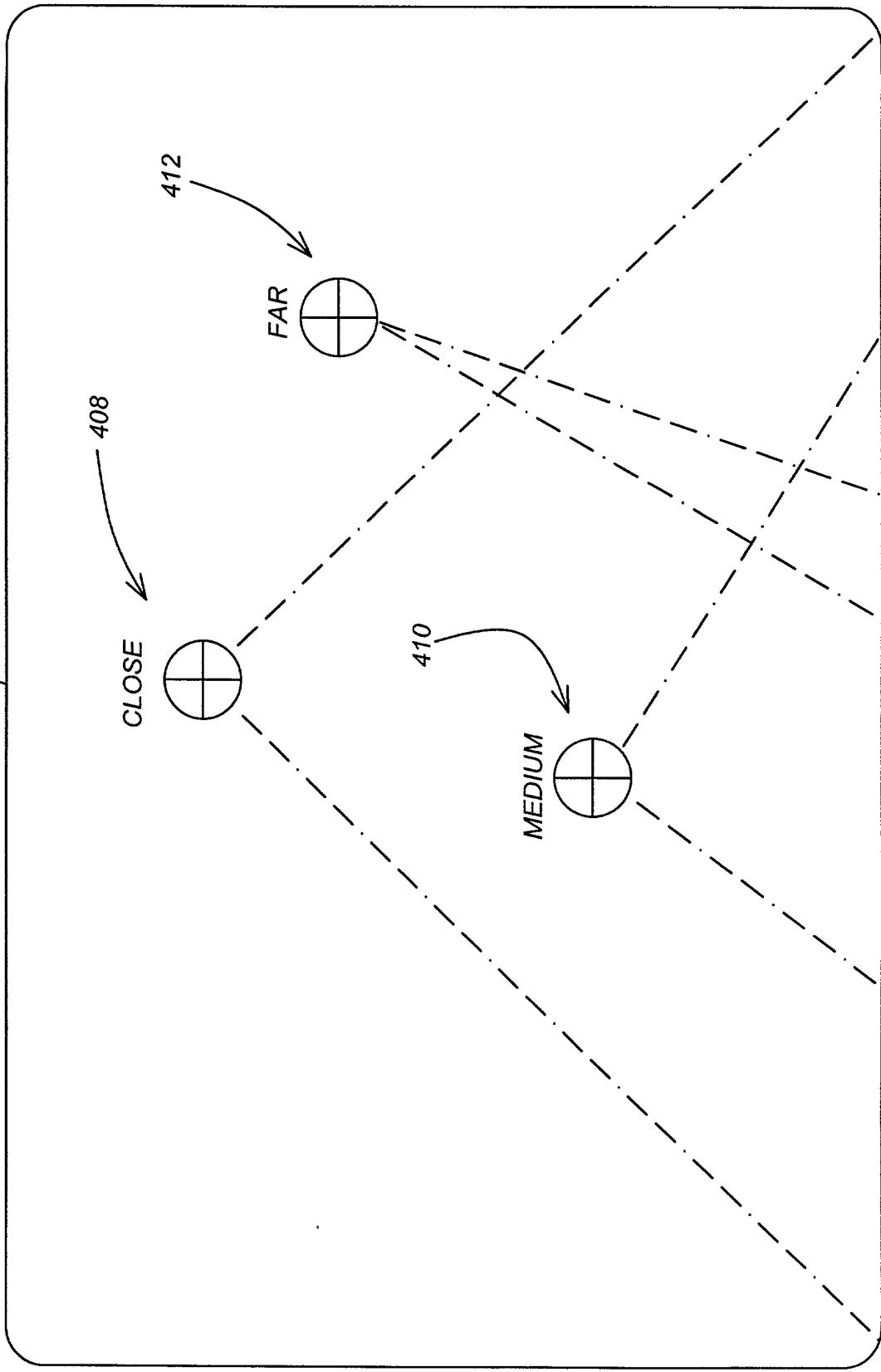


FIG. 4B

2D VIEWPORT 210

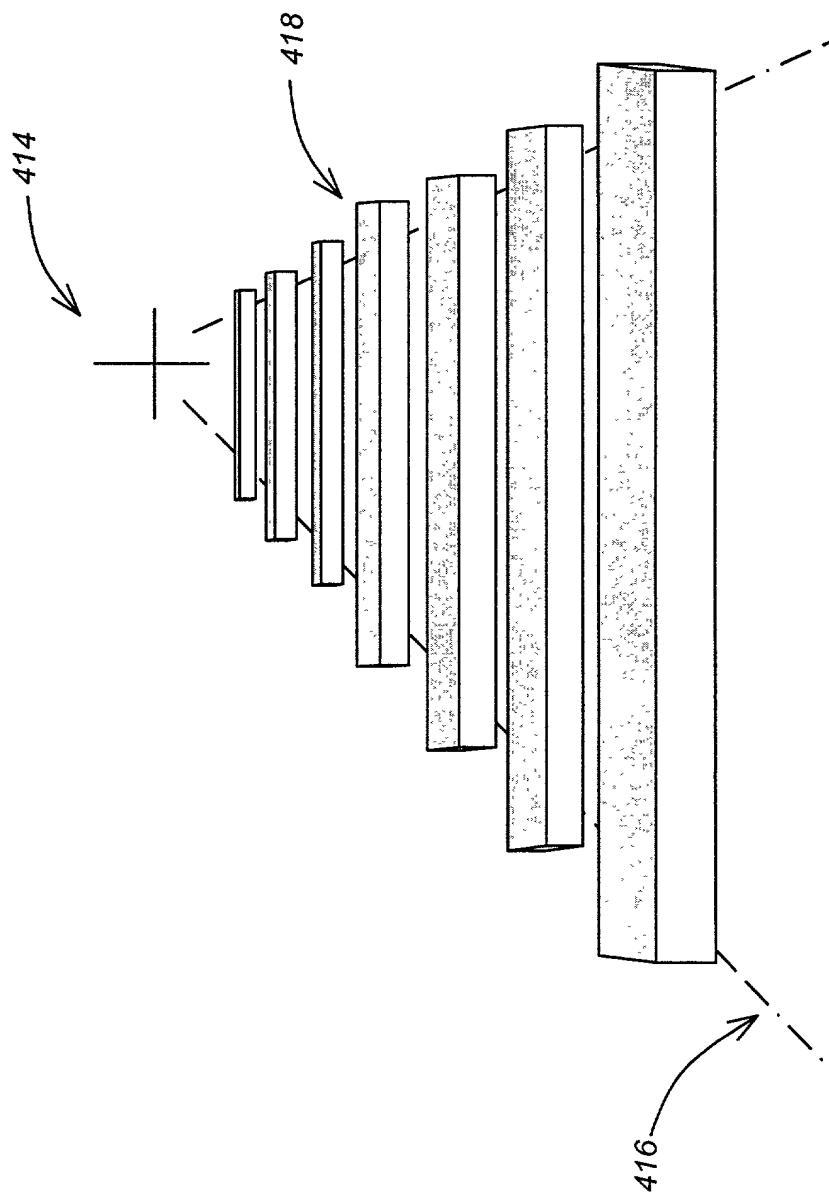


FIG. 4C

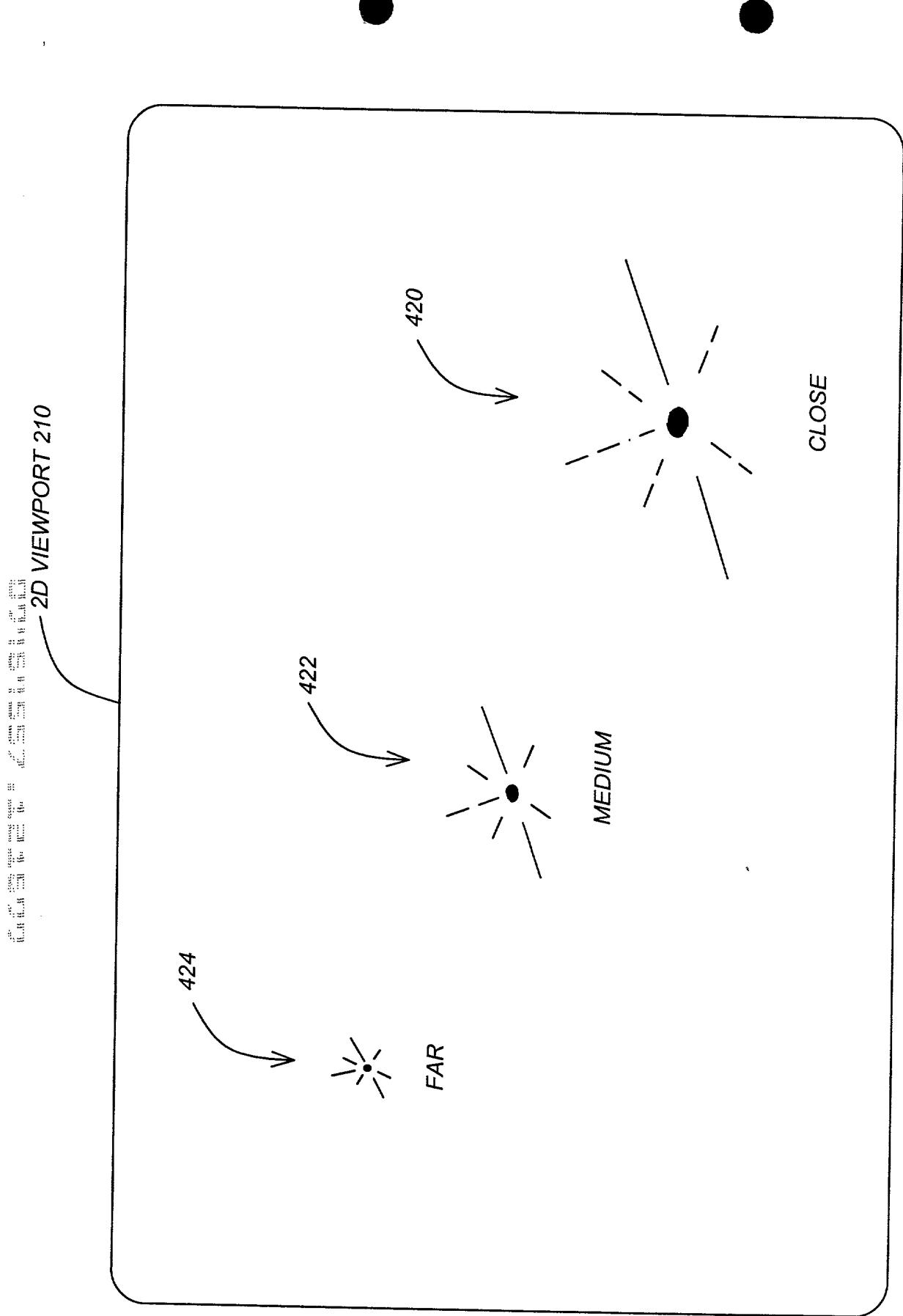


FIG. 4D

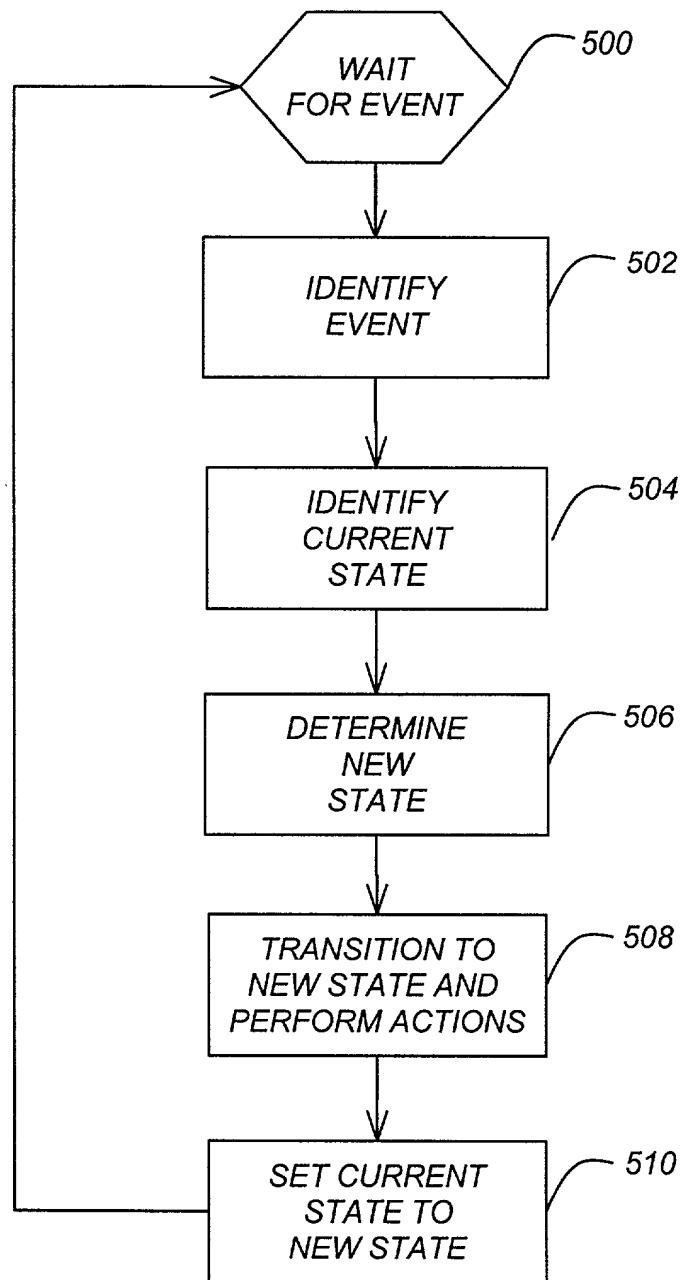


FIG. 5

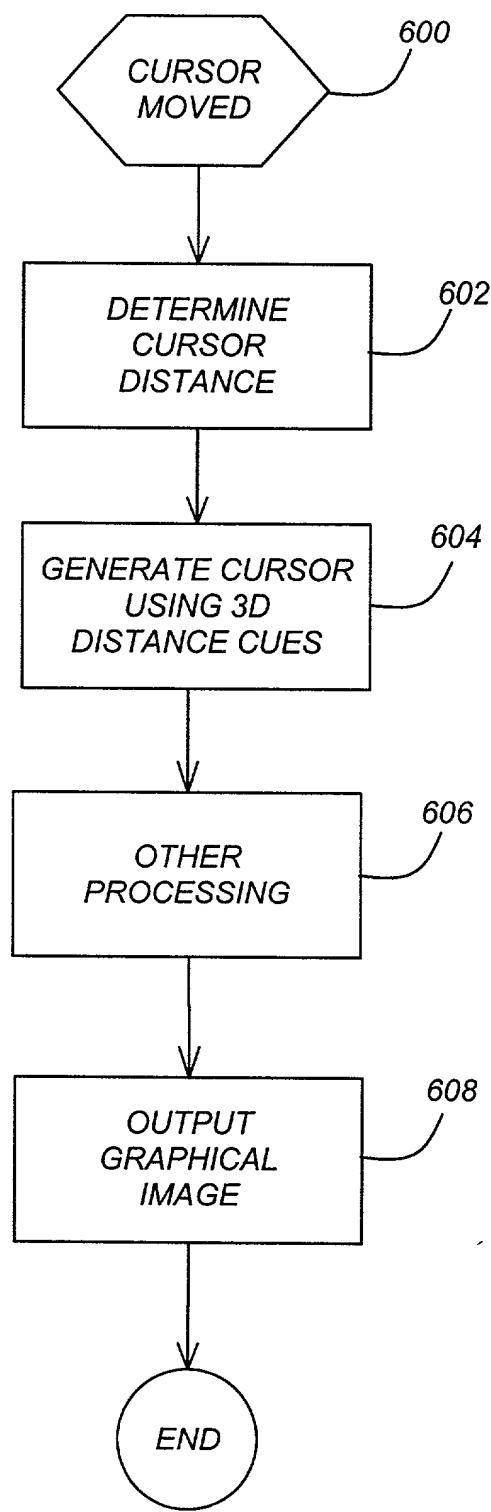


FIG. 6

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United States Patent Application
COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**VISUAL CLUES TO NAVIGATE THREE-DIMENSIONAL SPACE
IN A COMPUTER-IMPLEMENTED GRAPHICS SYSTEM**

The specification of which:

- a. is attached hereto.
- b. was filed on _____ as United States Application Number or PCT International Application Number _____ and was amended on _____ (if applicable), which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, § 1.56 (attached hereto).

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate or any PCT application having a filing date before that of the application on the basis of which priority is claimed:

- a. no such applications have been filed.
b. such applications have been filed as follows:

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC § 119			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)
OTHER FOREIGN APPLICATION(S), IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)			
COUNTRY	APPLICATION NUMBER	DATE OF FILING (day, month, year)	DATE OF ISSUE (day, month, year)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or 365(c) of any PCT international application(s) designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose

material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

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I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below:

U.S. PROVISIONAL APPLICATION NUMBER	DATE OF FILING (Day, Month, Year)

I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

George H. Gates	Registration No. 33,500
Victor G. Cooper	Registration No. 39,641
Anthony J. Orler	Registration No. 41,232
Karen S. Canady	Registration No. 39,927
William J. Wood	Registration No. 42,236
Jason S. Feldmar	Registration No. 39,187

I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/ organization who/which first sends/sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct Gates & Cooper to the contrary.

Please direct all correspondence in this case to the firm of Gates & Cooper at the address indicated below:

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Howard Hughes Center
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Los Angeles, CA 90045

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

(1)	Full Name Of Inventor	Family Name GANTT	First Given Name BRIAN	Second Given Name D.
	Residence & Citizenship	City Driftwood	State or Foreign Country Texas	Country of Citizenship U.S.A.
	Post Office Address	Post Office Address 1670 Darden Hill Road	City Driftwood	State & Zip Code/Country Texas 78619/U.S.A.
Signature of Inventor(1): 				Date: <u>Dec 16, 1999</u>

§ 1.56 Duty to disclose information material to patentability.

(a) A patent by its very nature is affected with a public interest. The public interest is best served, and the most effective patent examination occurs when, at the time an application is being examined, the Office is aware of and evaluates the teachings of all information material to patentability. Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability as defined in this section. The duty to disclose information exists with respect to each pending claim until the claim is canceled or withdrawn from consideration, or the application becomes abandoned. Information material to the patentability of a claim that is canceled or withdrawn from consideration need not be submitted if the information is not material to the patentability of any claim remaining under consideration in the application. There is no duty to submit information which is not material to the patentability of any existing claim. The duty to disclose all information known to be material to patentability is deemed to be satisfied if all information known to be material to patentability of any claim issued in a patent was cited by the Office or submitted to the Office in the manner prescribed by §§ 1.97(b)-(d) and 1.98. However, no patent will be granted on an application in connection with which fraud on the Office was practiced or attempted or the duty of disclosure was violated through bad faith or intentional misconduct. The Office encourages applicants to carefully examine:

- (1) prior art cited in search reports of a foreign patent office in a counterpart application, and
- (2) the closest information over which individuals associated with the filing or prosecution of a patent application believe any pending claim patentably defines, to make sure that any material information contained therein is disclosed to the Office.

(b) Under this section, information is material to patentability when it is not cumulative to information already of record or being made of record in the application, and

- (1) it establishes, by itself or in combination with other information, a prima facie case of unpatentability of a claim; or
- (2) it refutes, or is inconsistent with, a position the applicant takes in:
 - (i) opposing an argument of unpatentability relied on by the Office, or
 - (ii) asserting an argument of patentability.

A prima facie case of unpatentability is established when the information compels a conclusion that a claim is unpatentable under the preponderance of evidence, burden-of-proof standard, giving each term in the claim its broadest reasonable construction consistent with the specification, and before any consideration is given to evidence which may be submitted in an attempt to establish a contrary conclusion of patentability.

(c) Individuals associated with the filing or prosecution of a patent application within the meaning of this section are:

- (1) each inventor named in the application;
- (2) each attorney or agent who prepares or prosecutes the application; and
- (3) every other person who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application.

(d) Individuals other than the attorney, agent or inventor may comply with this section by disclosing information to the attorney, agent, or inventor.